

MESSAGE NO: 9089111 MESSAGE DATE: 03/30/1999

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-588-405

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/02/1960 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE RULING ON CELLULAR MOBILE TELEPHONES AND  
SUBASSEMBLIES THEREOF FROM JAPAN (A-588-405)

MESSAGE NO: 9089111

DATE: 03 30 1999

CATEGORY: ADA

TYPE: SCO

REFERENCE:

REFERENCE DATE:

CASES: A - 588 - 405

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PERIOD COVERED: 01 02 1960 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS

PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: ANTIDUMPING SCOPE RULING ON CELLULAR MOBILE TELEPHONES AND  
SUBASSEMBLIES THEREOF FROM JAPAN (A-588-405)

1. ON 03/19/1999, IN RESPONSE TO A REQUEST BY SANYO FISHER COMPANY (SANYO), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING FINDING THAT SANYO'S SCP3000KIT PORTABLE CELLULAR TELEPHONE SYSTEM UNIT IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES THEREOF FROM JAPAN (A-588-405).
2. THE COMMERCE DEPARTMENT DETERMINED THAT SANYO'S SCP3000KIT PORTABLE CELLULAR TELEPHONE SYSTEM UNIT MET THE

CHARACTERISTICS OF PORTABLE CELLULAR TELEPHONES WHICH ARE OUTSIDE THE SCOPE OF THIS ORDER. THEREFORE, SANYO'S SCP3000KIT PORTABLE CELLULAR TELEPHONE SYSTEM UNIT IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES THEREOF FROM JAPAN.

3. EFFECTIVE 03/19/1999, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF SANYO'S SCP3000KIT PORTABLE CELLULAR TELEPHONE SYSTEM UNIT WITHOUT REGARD TO ANTIDUMPING DUTIES.
4. REFUND ANY ANTIDUMPING CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO SANYO'S SCP3000KIT PORTABLE CELLULAR TELEPHONE SYSTEM.
5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH DEPOSITS OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES THEREOF SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING CELLULAR MOBILE TELEPHONES AND SUBASSEMBLIES THEREOF FROM JAPAN.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS

OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT HERMES PINILLA AT 202-482-3477, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party